IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

WP(C).No. 32413 of 2007(H)

PETITIONER:

R.S.DINESH, AGED 35 YEARS,
S/O RAMATH SISUPALAN,
VALAPPAD BEACH DESOM, VALAPPAD VILLAGE,
CHAVAKKAD.

BY ADV. SRI.RAJIT
SRI.RANJIT BABU

RESPONDENTS:

REGIONAL PASSPORT OFFICER,
COCHIN.

BY ADV. SRI.M.A.FAYAZ, ADDL.CGSC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC , J

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W.P.(C). NO. 32413 OF 2007

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Dated this the 14th day of November, 2007.

JUDGMENT

This writ petition has been filed seeking a direction to quash Ext.P4 and to direct the respondents to carry out the correction of the date of birth of the petitioner in the passport by incorporating the date that is shown in the S.S.L.C. book.

2. Ext.P4 is an order passed by the Judicial First Class Magistrate, Kodungalloor in an application seeking a declaration of the date of birth of the petitioner. However, in that proceedings, the order sought for by the petitioner was not granted.

3. In view of the certain subsequent developments, an adjudication on the correctness or otherwise of Ext.P4 is unnecessary. The respondents have now produced a circular dated 29.10.2007 wherein it is stated that the competent authority to enquire into the correctness of the request made for the correction of the date of birth is the respondent itself. This, however, is subject to the payment of necessary fees as well.

4. In view of this, it is for the petitioner to make appropriate application to the respondent seeking correction of his date of birth.

5. Accordingly, I dispose of this writ petition directing that it will be open to the petitioner to make an application to the respondent seeking correction of date of birth in the pass port in which event, the respondent shall consider the application and pass appropriate orders thereon without delay.

The writ petition is disposed of accordingly.

ANTONY DOMINIC, JUDGE.

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